

KEKER & VAN NEST LLP  
ROBERT A. VAN NEST - #84065  
rvannest@kvn.com  
CHRISTA M. ANDERSON - #184325  
canderson@kvn.com  
DANIEL PURCELL - #191424  
dpurcell@kvn.com  
710 Sansome Street  
San Francisco, CA 94111-1704  
Telephone: (415) 391-5400  
Facsimile: (415) 397-7188

KING & SPALDING LLP  
SCOTT T. WEINGAERTNER (*Pro Hac Vice*)  
sweingaertner@kslaw.com  
ROBERT F. PERRY  
rperry@kslaw.com  
BRUCE W. BABER (*Pro Hac Vice*)  
bbaber@kslaw.com  
1185 Avenue of the Americas  
New York, NY 10036-4003  
Telephone: (212) 556-2100  
Facsimile: (212) 556-2222

KING & SPALDING LLP  
DONALD F. ZIMMER, JR. - #112279  
fzimmer@kslaw.com  
CHERYL A. SABNIS - #224323  
csabnis@kslaw.com  
101 Second Street, Suite 2300  
San Francisco, CA 94105  
Telephone: (415) 318-1200  
Facsimile: (415) 318-1300

GREENBERG TRAURIG, LLP  
IAN C. BALLON - #141819  
ballon@gtlaw.com  
HEATHER MEEKER - #172148  
meekerh@gtlaw.com  
1900 University Avenue, Fifth Floor  
East Palo Alto, CA 94303  
Telephone: (650) 328-8500  
Facsimile: (650) 328-8508

Attorneys for Defendant  
GOOGLE INC.

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

ORACLE AMERICA, INC.,  
  
Plaintiff,  
  
v.  
  
GOOGLE INC.,  
  
Defendant.

Case No. 3:10-cv-03561-WHA  
Honorable Judge William Alsup

**[PROPOSED] ORDER GRANTING  
GOOGLE'S MOTION FOR RULE 50(b)  
JUDGMENT AS A MATTER OF LAW ON  
PORTIONS OF COUNT VIII OF  
ORACLE'S AMENDED COMPLAINT,  
OR, IN THE ALTERNATIVE, FOR A  
NEW TRIAL**

1 Before this Court is Google Inc.'s Motion for Rule 50(b) Judgment as a Matter of Law on  
2 Portions of Count VIII of Oracle's Amended Complaint, or, in the Alternative, for a New Trial.  
3 Based on the motion, the memorandum of points and authorities in support thereof, the pleadings  
4 on file, any evidence or argument presented at a hearing, and any other relevant matter, Google's  
5 Motion for Rule 50(b) Judgment as a Matter of Law on Portions of Count VIII of Oracle's  
6 Amended Complaint is **GRANTED**.

7 [Alternatively, Google's Motion for a New Trial on Portions of Count VIII of Oracle's  
8 Amended Complaint is **GRANTED**]  
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10 **IT IS SO ORDERED.**  
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13 Dated: \_\_\_\_\_  
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15 WILLIAM ALSUP  
16 UNITED STATES DISTRICT JUDGE  
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